IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL APPEAL NO. 20 OF 2002

Chowgule & Company Limited,
A Company incorporated
under the Companies Act,1956,
having its Registered Office
at Chowgule House, Mormugao
Harbour, 403 803, Goa. ... Appellant.

versus

1. Mr. A. K. Chatterjee,
residing at Flat No.10,
CREC Flats, Alto Mangor,
Vasco-da-Gama - 403 802.

2. State of Goa. ... Respondents.

Mr. S. D. Lotlikar, Senior Advocate for the Appellant.

Respondent No.1 present in person.

Mr. S. N. Sardessai, Public Prosecutor for the State.

CORAM: P. V. HARDAS, J.

DATED: 24TH JULY, 2003.

ORAL ORDER

This Criminal Appeal has been filed against the Judgment of the learned Judicial Magistrate First Class, Vasco-da-Gama, dated 15th June, 2001, in Criminal Case No.116/N/94, acquitting the

Respondent/Original Accused for an offence punishable under Section 630 of the Companies Act, 1956. When the Appeal was called out for hearing, the Respondent/Original Accused appeared before the Court and on being identified by Mr. S. D. Lotlikar, learned Senior Counsel appearing for the Appellant, stated that Respondent/Original Accused has already vacated the flat and claims no interest in the said property belonging to the Appellant/Company. In view of this statement, Mr. S. D. Lotlikar, learned Senior Counsel appearing for the Appellant states that the Appellant may be permitted to withdraw this Criminal Appeal.

In view of this, Criminal Appeal No.20 of 2002 is dismissed as withdrawn.

P. V. HARDAS, J.

RD.